

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

PHILIP PEAKE

Plaintiff,

v.

Case No. 2:05-CV-72520
Judge Denise Page Hood

NATIONAL CITY BANK OF MICHIGAN,

Defendant.

_____ /

VERDICT FORM

Do you find from a preponderance of the evidence:

1. That Plaintiff was discharged from employment by Defendant in retaliation for opposing an unlawful practice prohibited by Title VII?

Answer Yes or No NO

Note: If you answered "No" to Question No. 1 you need not answer the remaining questions.

2. That Plaintiff should be awarded back pay damages?

Answer Yes or No _____.

Note: If your answer is "yes" in what amount? \$_____.

3 (a). That a higher management official of Defendant acted with malice or reckless indifference to the Plaintiff's legal right to oppose employment discrimination?

Answer Yes or No _____

(b). If your answer is "Yes," that Defendant itself had not acted in a good faith attempt to comply with the law by adopting policies and procedures designed to prohibit such action?

Answer Yes or No _____

(c) If your answer is “Yes,” what amount of punitive damages, if any, should be assessed against Defendant? \$_____.

Dated: 10/16/08

S/Jury Foreperson

In compliance with the Privacy Policy Adopted by the Judicial Conference, the verdict form with the original signature has been filed under seal.